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Pocket No.: 50090-473

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer Number: 20277
Shunichi ABE, et al. : Confirmation Number: 5744
Serial No.: 10/090,842 : Group Art Unit: 2812
Filed: March 06, 2002 : Examiner: A. Roman
For: SEMICONDUCTOR DEVICE, METHOD OF FABRICATING THE SAME AND
SEMICONDUCTOR DEVICE FABRICATING APPARATUS

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Restriction Requirement
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Noting the Office Action of July 18, 2003 wherein restriction has been required, Applicant(s) hereby elect Group I (claims 1-4) for prosecution in the above-identified application.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

MCDERMOTT, WILL & EMERY

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Date: August 12, 2003